

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR

FAM No.135 of 2019

Sunil Kewat, S/o Shivpal Kewat, Aged About 33 Years, Caste Kenwat,
R/o 64/1, Village Galhatha, Post P.S. And Tahsil Jaitpur, District
Shahdol, Madhya Pradesh **---- Appellant**

Versus

1. Smt. Mamta Kenwat S/o Ganga Prasad Kenwat Aged About 31 Years
R/o Village Chanwaridand, P.S. And Tahsil Manendragarh, District
Koriya Chhattisgarh
2. Utkarsh Kenwat S/o Shri Sunil Kumar Kenwat Aged About 6 Years
Minor Through Natural Guardian Respondent No. 01 Mamta Kenwat,
R/o Village Chanwaridand, P.S. And Tahsil Manendragarh, District
Koriya Chhattisgarh **--- Respondents**

For Appellant : Mr. Avinash Chand Sahu and
Mr. Vijay Kumar Sahu, Advocates

DB : Hon'ble Shri Justice Manindra Mohan Shrivastava

Hon'ble Smt. Justice Vimla Singh Kapoor

Order on Board by Manindra Mohan Shrivastava, J.

15/07/2019

There is an application for condonation of delay in filing appeal.

Upon due consideration, prayer is allowed.

Delay is condoned.

There is no representation made by respondent No.1 nor respondent No.1 is present in the Court to oppose the prayer.

Learned counsel for the appellant would submit that the appellant had to approach the Court because, though, the appellant was being allowed to meet the child even after order dated 3rd August, 2017 until recently, now the respondent is creating obstruction and the appellant is not being allowed to enjoy visitation rights to meet with his own son.

In our opinion, if the appellant is aggrieved only to the extent that he is being denied visitation right, it would be open for him to take recourse to remedy by moving appropriate application for grant of visitation rights in his favour.

With the said liberty, the appeal is dismissed.

Sd/-
(Manindra Mohan Shrivastava)
Judge

Sd/-
(Vimla Singh Kapoor)
Judge